

1 Christopher M. Curran (*pro hac vice*)

2 ccurran@whitecase.com

3 Lucius B. Lau (*pro hac vice*)

4 alau@whitecase.com

5 Dana E. Foster (*pro hac vice*)

6 defoster@whitecase.com

7 White & Case LLP

8 701 Thirteenth Street, N.W.

9 Washington, DC 20005

10 Telephone: (202) 626-3600

11 Facsimile: (202) 639-9355

12 *Counsel to Defendants Toshiba Corporation,*

13 *Toshiba America, Inc.,*

14 *Toshiba America Consumer Products, LLC,*

15 *Toshiba America Information Systems, Inc.,*

16 *and Toshiba America Electronic Components, Inc.*

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 (SAN FRANCISCO DIVISION)

20 IN RE: CATHODE RAY TUBE (CRT)
21 ANTITRUST LITIGATION

22 Case No. 07-5944 SC
23 MDL No. 1917

24 This Document Relates To:

25 *The Indirect Purchaser Action*

26 **DECLARATION OF LUCIUS B.
27 LAU IN SUPPORT OF THE
28 TOSHIBA DEFENDANTS'
OPPOSITION TO INDIRECT
PURCHASER PLAINTIFFS'
MOTION IN *LIMINE* NO. 17:**

**TO (1) PRECLUDE ARGUMENT
THAT THE SAMSUNG SDI
GUILTY PLEA INCLUDES DOJ
FINDINGS OF FACT; (2)
EXCLUDE EVIDENCE OF THE
VOLUME OF AFFECTED SALES
IN THE GUILTY PLEA; (3)
EXCLUDE EVIDENCE OF THE
FACT AND AMOUNT OF THE**

DECLARATION OF LUCIUS B. LAU IN SUPPORT OF TOSHIBA'S OPPOSITION TO IPFS' MOTION IN
LIMINE NO. 17

Case No. 07-5944-SC
MDL No. 1917

White & Case LLP
701 Thirteenth Street, NW
Washington, DC 20005

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**CRIMINAL FINE; AND (4)
EXCLUDE ANY STATEMENT BY
THE DOJ CHARACTERIZING
THE CRT CONSPIRACY**

1 I, Lucius B. Lau, hereby declare as follows:

2 1. I am an attorney with the law firm of White & Case LLP, counsel for
3 Defendants Toshiba Corporation, Toshiba America, Inc., Toshiba America Consumer
4 Products, LLC, Toshiba America Information Systems, Inc., and Toshiba America Electronic
5 Components, Inc. (collectively, the "Toshiba Defendants").

6 2. I submit this declaration in support of the Toshiba's Opposition to Indirect
7 Purchaser Plaintiffs' Motion *in Limine* No. 17: To (1) Preclude Argument that the Samsung
8 SDI Guilty Plea Includes DOJ Findings of Fact; (2) Exclude Evidence of the Volume of
9 Affected Sales in the Guilty Plea; (3) Exclude Evidence of the Fact and Amount of the
10 Criminal Fine; and (4) Exclude Any Statement by the DOJ Characterizing the CRT
11 Conspiracy. I have personal knowledge of the facts stated herein, and I could and would
12 competently testify thereto if called as a witness.

13 3. Attached hereto as Exhibit A is a true and correct copy of pages 18-19 of the
14 Rebuttal Report of Janet S. Netz, Ph.D, dated September 26, 2014.

15 I declare under penalty of perjury under the laws of the United States of America that
16 the foregoing is true and correct.

17 Executed this 27th day of February, 2015, in Washington, D.C.

18
19
20
21
22
23
24
25
26
27
28



Lucius B. Lau